

Southern Methodist University; School of Law; Peter Winship, SMU School of Law; Zipporah B. Wiseman, University of Texas School of Law; William J. Woodward, Jr., Temple University.

Mr. GRASSLEY. Mr. President, we are about to vote on cloture on the bankruptcy bill. I urge my colleagues to vote for cloture.

The conference committee that produced this Bankruptcy Conference Report had an even 3-3 ratio. Obviously with this ratio, Democrats on the conference held an absolute veto over the bankruptcy bill. But here we are voting on a conference report that has the support of conferees on both sides of the aisle.

What's at stake with this vote?

If you vote "no" on cloture you are voting against bankruptcy protections for family farmers.

If you vote "no" on cloture you are voting against targeted capital gains tax relief for family farmers in bankruptcy.

If you vote "no" on cloture you are voting against a "Patients' Bill of Rights" for residents of bankrupt nursing homes.

If you vote "no" on cloture you are voting against provisions that Federal Reserve Chairman Alan Greenspan and Treasury Secretary Larry Summers say are crucial for protecting our financial markets.

There's a lot at stake with this vote. Let's vote for farmers. Let's vote for a "Patients' Bill of Rights" for residents of bankrupt nursing homes. Let's vote to protect our financial markets. Let's vote to protect our prosperity.

I urge my colleagues to vote for cloture.

Mr. LOTT. I believe we are ready to proceed to the vote.

BANKRUPTCY REFORM ACT OF 2000—CONFERENCE REPORT—Resumed

CLOTURE MOTION

The PRESIDING OFFICER. Under the previous order, the Chair lays before the Senate the pending cloture motion, which the clerk will report.

The legislative clerk read as follows:

CLOTURE MOTION

We the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on the conference report to accompany H.R. 2415, a bill to enhance security of United States missions and personnel overseas, to authorize appropriations for the Department of State for fiscal year 2000, and for other purposes.

Trent Lott, Chuck Grassley, Jeff Sessions, Richard Shelby, Fred Thompson, Mike Crapo, Phil Gramm, Jon Kyl, Jim Bunning, Wayne Allard, Thad Cochran, Craig Thomas, Connie Mack, Bill Frist, Bob Smith of New Hampshire, and Frank Murkowski.

The PRESIDING OFFICER. By unanimous consent, the mandatory quorum call has been waived.

The question is, Is it the sense of the Senate that debate on the conference

report to accompany H.R. 2415, a bill to enhance security of United States missions and personnel overseas, to authorize appropriations for the Department of State for fiscal year 2000, and for other purposes?

The yeas and nays are required under the rule.

The clerk will call the roll.

The legislative clerk called the roll.

Mr. FITZGERALD (When his named was called). Present.

Mr. NICKLES. I announce that the Senator from Missouri (Mr. ASHCROFT), the Senator from Montana (Mr. BURNS), the Senator from Tennessee (Mr. FRIST), the Senator from Washington (Mr. GORTON), the Senator from Minnesota (Mr. GRAMS), the Senator from North Carolina (Mr. HELMS), the Senator from Oklahoma (Mr. INHOFE), the Senator from Vermont (Mr. JEFFORDS), the Senator from Arizona (Mr. MCCAIN), the Senator from Pennsylvania (Mr. SANTORUM), and the Senator from Pennsylvania (Mr. SPECTER) are necessarily absent.

I further announce that, if present and voting, the Senator from Montana (Mr. BURNS) and the Senator from North Carolina (Mr. HELMS) would each vote "yea."

Mr. REID. I announce that the Senator from New Mexico (Mr. BINGAMAN), the Senator from California (Mrs. FEINSTEIN), the Senator from New Jersey (Mr. LAUTENBERG), the Senator from Vermont (Mr. LEAHY), and the Senator from Connecticut (Mr. LIEBERMAN) are necessarily absent.

The result was announced—yeas 53, nays 30, as follows:

[Rollcall Vote No. 294 Leg.]

YEAS—53

Abraham	DeWine	Murkowski
Allard	Domenici	Nickles
Bayh	Enzi	Robb
Bennett	Graham	Roberts
Biden	Gramm	Roth
Bond	Grassley	Sessions
Breaux	Gregg	Shelby
Brownback	Hagel	Smith (NH)
Bunning	Hatch	Smith (OR)
Byrd	Hutchinson	Snowe
Campbell	Hutchison	Stevens
Chafee, L.	Johnson	Thomas
Cleland	Kyl	Thompson
Cochran	Lincoln	Thurmond
Collins	Lugar	Torricelli
Craig	Mack	Voinovich
Crapo	McConnell	Warner
Daschle	Miller	

NAYS—30

Akaka	Harkin	Mikulski
Baucus	Hollings	Moynihan
Boxer	Inouye	Murray
Bryan	Kennedy	Reed
Conrad	Kerrey	Reid
Dodd	Kerry	Rockefeller
Dorgan	Kohl	Sarbanes
Durbin	Landrieu	Schumer
Edwards	Levin	Wellstone
Feingold	Lott	Wyden

ANSWERED "PRESENT"—1

Fitzgerald

NOT VOTING—16

Ashcroft	Grams	Lieberman
Bingaman	Helms	McCain
Burns	Inhofe	Santorum
Feinstein	Jeffords	Specter
Frist	Lautenberg	
Gorton	Leahy	

The PRESIDING OFFICER (Mr. L. CHAFEE). On this vote, the yeas are 53,

the nays are 30, and 1 Senator responded present. Three-fifths of the Senators duly chosen and sworn not having voted in the affirmative, the motion is rejected.

Mr. LOTT addressed the Chair.

Mr. MOYNIHAN. May we have order.

The PRESIDING OFFICER. May we have order in the Chamber please.

The majority leader.

Mr. LOTT. Mr. President, I enter a motion to reconsider the vote by which cloture was not invoked on the bankruptcy bill.

The PRESIDING OFFICER. The motion is so entered.

Mr. LOTT. Mr. President, I note that I will renew this motion with a vote at a time when we have the largest possible number of Senators here. I note there are some absentees, and I believe that could have made a difference in this vote. But we will persist in our effort to pass this important legislation.

I thank Senator GRASSLEY and Senator TORRICELLI and all who worked very hard on it. We will have another vote before the year is out, whenever that may be.

FSC REPEAL AND EXTRATERRITORIAL INCOME EXCLUSION ACT OF 2000

Mr. LOTT. Mr. President, I ask unanimous consent that the Senate turn to Calendar No. 817, H.R. 4986, regarding foreign sales corporations, and following the reporting by the clerk, the committee amendments be immediately withdrawn, the compromise text regarding FSCs, which is contained in the tax conference report, be added as an amendment, which I will send to the desk, the bill then be immediately read for a third time, and passage occur, all without any intervening action, motion, or debate.

The PRESIDING OFFICER. Is there objection?

Mr. WELLSTONE. Mr. President, reserving the right to object.

Mr. GRAMM. Could we have order, Mr. President.

The PRESIDING OFFICER. There will be order in the Senate, please.

Mr. WELLSTONE. Some of us had amendments we wanted to offer. That is part of the legislative process. I want to have 10 minutes to speak on an amendment I wanted to offer on this bill.

Mr. LOTT. Mr. President, I respond to the Senator that I had planned to ask for a period of morning business with Senators permitted to speak for up to 10 minutes each. I will be glad to specify that the Senator would have the first 10 minutes to comment on this issue.

The PRESIDING OFFICER. Is there objection?

Mr. DURBIN. Mr. President, reserving the right to object, in the interest of allowing the Senate to vote, and following the majority leader's suggestion, I ask unanimous consent for 10 minutes in morning business to address this issue.